



DAVT249.001AUS

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Nicolau, et al.  
Appl. No. : 10/689,738  
Filed : October 22, 2003  
For : MICRO/NANO-STRUCTURES  
FABRICATED BY LASER  
ABLATION FOR MICRO-  
ARRAY APPLICATIONS  
Examiner : Leon Yun Bon Lum  
Group Art Unit : 1641

DECLARATION UNDER *IN RE KATZ*

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

I, Elena Ivanova, declare and say as follows:

1. I am a co-inventor for the above-identified patent application with the following other co-inventors: Jonathan Wright, Dry Pham, and Dan Veniami Nicolau.
2. Ivanova et al. (Ivanova, E., Wright, J., Pham, D., Filipponi, L., Viezzoli, A., and Nicolau, D.; Langmuir October 24, 2002, 18, 9439-9546) is cited as a reference under Section 102(a). The reference was published less than one year prior to the U.S. filing date, and lists all of the inventors as authors, but also includes additional authors.
3. The non-inventor authors listed on the Ivanova et al. reference (Filipponi, L. and Viezzoli, A) did not contribute to the patentable ideas for the invention. Luisa Filipponi was a first year PhD student and Andra Viezzoli was employed as casual staff at the time of the invention. Both of these people performed experiments with me directly under my guidance, and helped with preparation and formatting of the manuscript for submission to the journal. While these two

Appl. No. : 10/889,728  
Filed : October 22, 2003

individuals made a valuable technical contribution which warranted their inclusion as authors, they did not contribute to the inventive concept and therefore are not named as inventors.

4. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information or belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issued thereon.

Dated: April 8, 2005 By: Elena Ivanova  
Elena Ivanova

1052825\_1  
040705